

REMARKS

Claims 1 - 20 are pending in the application. Claims 1-19 stand rejected under 35 U.S.C. § 102(e) as being anticipated by U.S. Patent Publication 2003/0095487 A1 issued to Nishizawa et al. Claim 20 stands rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent Publication 2003/0095487 A1 issued to Nishizawa et al. Applicants have amended the title to address the Examiner's objection. To address the Examiner's objection to the specification, Applicant would respectfully refer the Examiner to the Patent Application Page 6, Line 13 wherein IR is defined as follows: "A infrared (IR) laser 50 communicates with optical media adapted for CD formatted storage." Applicants respectfully traverse the rejections and request reconsideration and full allowance of all pending claims.

.Nishizawa discloses an optical drive that uses focus error and tracking error signals to identify the type of optical medium.

Claim 1 recites, in part, "an optical medium identification module associated with the optical drive and operable to illuminate an optical medium with a first of the plural lasers to detect identification information embedded on the optical medium that identifies the optical medium as associated with a second of the plural lasers."

Claim 10 recites, in part, "attempting with the first laser to read identification information from the optical medium that is associated with a second of the plural lasers."

Claim 16 recites, in part, "embedded identification information disposed for reading by a second laser, the identification information identifying the optical medium as associated with the first laser."

Nishizawa cannot anticipate Claims 1, 10 and 16 because Nishizawa fails to teach, disclose or suggest all elements recited by Claims 1, 10 and 16. For example, Nishizawa fails to teach, disclose or suggest illuminating "an optical medium with a first of the plural lasers to detect identification information embedded on the optical medium that identifies the optical medium as associated with a second of the plural lasers" as recited by Claim 1; "attempting with the first laser to read identification information from the optical medium that is associated with a

second of the plural lasers” as recited by Claim 10; and “embedded identification information disposed for reading by a second laser, the identification information identifying the optical medium as associated with the first laser” as recited by Claim 16. Nishizawa does not read identification information to determine the optical medium type but rather looks at focus and tracking errors. Accordingly, Nishizawa cannot anticipate Claims 1, 10 and 16. Applicants respectfully request that the Examiner withdraw the rejections and allow Claims 1-20.

CONCLUSION

In view of the amendments and remarks set forth herein, the application is believed to be in condition for allowance and a notice to that effect is solicited. Nonetheless, should any issues remain that might be subject to resolution through a telephonic interview, the examiner is requested to telephone the undersigned.

The Commissioner is authorized to deduct any fees which may be necessary and to credit any overpayment to Deposit Account No. 502264.

I hereby certify that this correspondence is being electronically submitted to the COMMISSIONER FOR PATENTS via EFS on November 6, 2006.

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Respectfully submitted,

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